

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO.3526 OF 2006

Between:

Smt.P.Ammajamma and another. ... Petitioners

And

The Special Officer & Competent Authority,

Urban Land Ceiling, Visakhapatnam. ... Respondent.

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO.3526 OF 2006

ORDER:

It is the case of the petitioners that on the declaration filed by them under Section 6(1) of the Urban Land (Ceiling and Regulation) Act 1976, they were declared as surplus land holders of 0.4808 square metres in survey No.19/2 of Chinna Waltair village and a draft statement was also issued by an order dated 13.6.2000 in C.C.No.8(4)/6(1)/826/76/C2 by the Special Officer and Competent Authority, Land Ceilings, Vishakapatnam. It is stated that by virtue of G.O.Ms.No.456 dated 29.7.2002, the petitioners are entitled to retain the surplus land subject to payment of the value fixed by the Government and accordingly, the petitioners have approached the competent authority with necessary demand draft to receive the same and regularize the surplus land. But the respondent has not received the said application dated 6.1.2006 alongwith the Demand Drafts dated 6.2.2006. It is stated that the period of said G.O., is extended upto 31.1.2006 and when that be so, there cannot be any objection for the respondent to receive the application.

Having regard to the facts and circumstances, the writ petition is disposed of and the respondent is directed to receive the application of the petitioners for regularization of the surplus land to an extent of 3206 square metres in survey No.19/2 of Chinna Waltair village of Vishakapatnam district in terms of G.O.Ms.No.456 Revenue (ULC) Department, dated 29.7.2002, in accordance with law. Pending consideration of the said application, if the same is filed within one week from the date of receipt of this order, the said surplus land may not be allotted to the third parties.

03.03.2006.

mdaa.